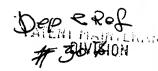
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In re Patent of:

DIU-HERCEND et al Serial No.: 09/674,109

Filed: June 21, 2001

For: METHOD ... S.CERVISIAE

475 Park Avenue South New York, N.Y. 10016 June 23, 2004

## REQUEST FOR REFUND

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants request that the filing fee of \$880.00 submitted with the Continued Prosecution Application on February 25, 2004 be credited to deposit account No. 02-2275 of the undersigned attorneys. The Patent Office, in the office action of June 3, 2004, refused entry of the CPA request as being improper. Therefore, the filing fee should be refunded to the deposit account of the undersigned attorneys.

EU53058285545

Respectfully submitted, Muserlian, Lucas and Mercanti

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Charles A. Muserlian, 19,683

Attorney for Applicants Tel. # (212) 661-8000

CAM:ds Enclosure